


**IV Certification:** I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

<b>Name and Title:</b>	Wayne Hawley, Attorney-in-Fact	<b>Telephone No.:</b>	(276)679- 4983
<b>Signature:</b>		<b>Date:</b>	2-26-08

**SECTION IV – COE CWA SECTION 404 PERMIT INFORMATION**

Has a Clean Water Act Section 404 permit been obtained from the Army Corps of Engineers for any or all sediment structures, fills or stream crossings?  
**The original has a 404 permit, the amendment is pending**

Permit Number:

Permit Issuance Date:

Activities covered by permit:

**SECTION V – OTHER ENVIRONMENTAL APPROVALS AND PERMIT INFORMATION**

CATEGORY	EXISTING PERMIT WITH NUMBER	PERMIT NEEDED WITH PLANNED APPLICATION DATE
401 Water Quality Certification	N/A	
Drinking Water		
Wastewater Construction		
Water Withdrawal		
Air Emissions		
Solid or Special Wastes		
Hazardous Waste Registration /Permit		

**SECTION VI – STREAM CHARACTERISTICS**

This requirement applies to new operations or existing operations expanding into a new watershed. It does not apply to existing operations which are not expanding into a new watershed or when only underground acreage is being added to an existing operation.

Complete a Stream Characteristics Data Sheet (page 5) for each of three locations on each receiving stream.

**SECTION VII – BEST MANAGEMENT PRACTICES (BMP) PLAN**

Check one the following boxes.

☒ The company wide generic Coal BMP Plan shall be implemented for this activity within 90 days of the granting of coverage under the KPDES Coal General Permit.

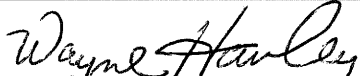
☐ A site specific BMP shall be developed, and implemented for this activity within 90 days of the granting of coverage under the KPDES Coal General Permit.

☐ The Oil & Grease requirements of the KPDES Coal General Permit shall be followed.

**SECTION VIII – CERTIFICATION**

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

NAME AND OFFICIAL TITLE (Type or Print)	Wayne Hawley, Attorney in Fact	Telephone Number: (Area Code and Number)	( 276 ) 679-4983
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SIGNATURE: 	DATE: 2-26-08
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**SECTION IX – NOI PREPARER INFORMATION**

Preparer Name:	Howard Engineering and Geology, Inc.
Mailing Address:	P.O. Box 271
City, State, Zip Code:	Harlan, Ky 40831
Phone Number:	Home # (      )      -      Work # ( 606 ) 573 - 6924      Pager # (      )      -

This completed application form and attachments should be sent to: KPDES Branch, Division of Water, Frankfort Office Park, 14 Reilly Road, Frankfort, Kentucky 40601. Questions should be directed to: KPDES Branch, Inventory and Data Management Section at (502) 564-3410.